

**Special Meeting Minutes
Wednesday, May 27, 2009
Meeting Scheduled Start Time: 10:00 AM**

**BOARD OF SUPERVISORS
Maricopa County, Arizona
(and the Boards of Directors of the Flood Control
District, Library District, Stadium District, Improvement
Districts, and/or Board of Deposit)**



"The mission of Maricopa County is to provide regional leadership and fiscally responsible, necessary public services to its residents so they can enjoy living in healthy and safe communities"

Board Members

Max Wilson, District 4, Chairman
Fulton Brock, District 1
Don Stapley, District 2
Andrew Kunasek, District 3
Mary Rose Wilcox, District 5

County Manager

David Smith

Clerk of the Board

Fran McCarroll

Meeting Location

Sullivan Conference Room
301 W. Jefferson - 10th Floor
Phoenix, AZ 85003

BOARD OF SUPERVISORS

The Board of Supervisors of Maricopa County Arizona convened in Special Session at 10:00 AM on Wednesday, May 27, 2009, in the Sullivan Conference Room with the following members present: Max Wilson, Chairman, District 4; Don Stapley, Vice Chairman, District 2; Fulton Brock, District 1; Andrew Kunasek, District 3; Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; David Smith, County Manager; and Victoria Mangiapane, Deputy County Attorney.

Public Fiduciary

1. APPOINTMENT OF ACTING PUBLIC FIDUCIARY

Pursuant to A.R.S. §14-5601A and the Arizona Code of Judicial Administration sec. 7-202E(2)(d), approve, by Resolution, the appointment of Susan A. Cooper as the acting Public Fiduciary, until such time as a permanent director can be appointed.

Susan A. Cooper is the current Guardian Administrator Supervisor in the Office of the Public Fiduciary. The management of Indigent Representation requests that Ms. Cooper be appointed to act as the Public Fiduciary, pending the recruitment and appointment of a permanent director.

A.R.S. §14-5601. Establishment of office of public fiduciary; appointments; costs

A. Each county board of supervisors, by resolution or ordinance, shall establish the office of and appoint a public fiduciary. The supreme court shall certify each public fiduciary pursuant to section 14-5651.

B. The public fiduciary, with the consent of and at salaries fixed by the board of supervisors, may appoint assistants, deputies, stenographers, clerks and other employees as necessary to conduct the affairs of the office. The appointments shall be in writing and filed in the office of the county recorder. Assistants and deputies hold office at the pleasure of the public fiduciary and the board of supervisors.

C. Costs incurred in conducting the office of public fiduciary shall be a charge against the county. (C-34-09-002-6-01)

The Clerk explained that the Public Fiduciary, Richard Vanderheiden, will be retiring, effective May 29, 2009. Because of a specific statutory provision the Public Fiduciary needs to be appointed by resolution. The timing of Mr. Vanderheiden's retirement and the need to appoint an acting fiduciary made it necessary to hear this item prior to the June 1 meeting of the Board.

In response to a question from the Board, Mr. Smith, County Manager indicated that he expected the recruiting process to take approximately 60 days.

Motion to approve by: Supervisor Kunasek, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

2. EXECUTIVE SESSION

Vote to convene in Executive Session to consider the items on the Special Executive Agenda dated May 27, 2009, pursuant to the statutory authority listed for each item.

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

MEETING ADJOURNED

After discussion of the Executive Agenda items and there being no further business before the Board, the meeting was adjourned.

Max W. Wilson, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board